

**SUPREME COURT MINUTES
TUESDAY, FEBRUARY 10, 2009
SAN FRANCISCO, CALIFORNIA**

S168781 C057241 Third Appellate District **PEOPLE v. SWEIG (TRAVIS)**
The time for granting or denying review in the above entitled matter is hereby extended to March 5, 2009. This order is entered nunc pro tunc as of February 3, 2009.

S027094 **PEOPLE v. ELLIOT
(MARCHAND)**

Extension of time granted

Good cause appearing, and based upon counsel Richard B. Mazer's representation that he anticipates filing the appellant's reply brief by the end of January 2010, counsel's request for an extension of time in which to file that brief is granted to April 7, 2009. After that date, only five further extensions totaling about 300 additional days are contemplated.

S046848 **PEOPLE v. DALTON (KERRY
LYN)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy State Public Defender Denise Anton's representation that she anticipates filing the appellant's reply brief by May 4, 2009, counsel's request for an extension of time in which to file that brief is granted to April 14, 2009. After that date, only one further extension totaling about 20 additional days is contemplated.

S078027 **PEOPLE v. STREETER
(HOWARD LARCELL)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Melissa Mandel's representation that she anticipates filing the respondent's brief by June 30, 2009, counsel's request for an extension of time in which to file that brief is granted to April 13, 2009. After that date, only two further extensions totaling about 80 additional days are contemplated.

S086234**PEOPLE v. MILES (JOHNNY
DUANE)**

Extension of time granted

Good cause appearing, counsel's request for an extension of time in which to file the appellant's opening brief is granted to April 7, 2009. The court anticipates that after that date, only three further extensions totaling about 180 additional days will be granted. Counsel is ordered to inform his or her assisting attorney or entity, if any, and any assisting attorney or entity of any separate counsel of record, of this schedule, and to take all steps necessary to meet it.

S099549**PEOPLE v. LOPEZ
(MICHAEL AUGUSTINE)**

Extension of time granted

Good cause appearing, and based upon Senior Deputy State Public Defender Evan Young's representation that she anticipates filing the appellant's opening brief by December 2, 2009, counsel's request for an extension of time in which to file that brief is granted to April 14, 2009. After that date, only four further extensions totaling about 240 additional days are contemplated.

S105403**PEOPLE v. CHHOUN (RUN
PETER) & PAN (SAMRETH
SAM)**

Extension of time granted

On application of appellant Samreth Sam Pan and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to April 10, 2009.

S110541**PEOPLE v. MURTISHAW
(DAVID LESLIE)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's reply brief is extended to April 14, 2009.

S113421**PEOPLE v. HARDY
(WARREN)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to April 10, 2009.

S116750**DAVIS (STANLEY
BERNARD) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Sharlene A. Honnaka's representation that she anticipates filing the return to order to show cause by April 30, 2009, counsel's request for an extension of time in which to file that brief is granted to April 10, 2009. After that date, only one further extension totaling about 20 additional days is contemplated.

S118775**PEOPLE v. WILSON
(JAVANCE MICKEY)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to April 14, 2009.

S160027**SAN NICOLAS (RODNEY
JESSE) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Assistant Federal Public Defender Harry Simon's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus by September 30, 2009, counsel's request for an extension of time in which to file that document is granted to April 13, 2009. After that date, only three further extensions totaling about 143 additional days are contemplated.

S164692 A115223 First Appellate District, Div. 2**MCCARTHER (KIMBERLY)
v. PACIFIC TELESIS GROUP**

Extension of time granted

On application of respondents and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to March 19, 2009.

S167531 H030475 Sixth Appellate District**PEOPLE v. SOTO (JAIME
VARGAS)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to March 11, 2009.

S169129**HARDY ON DISCIPLINE**

Recommended discipline imposed

It is ordered that LESTER FLORRID HARDY, State Bar No. 178559, be suspended from the practice of law for two years, that execution of suspension be stayed, and that he be placed on probation for two years on condition that he be actually suspended for 30 days. Respondent is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed October 21, 2008. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S169130**GELEGAN ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that TIMOTHY R. GELEGAN, State Bar No. 100773, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. The court also orders that TIMOTHY R. GELEGAN comply with rule 9.20 of the California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective. (Bus. & Prof. Code, § 6126, subd. (c).) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10, and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S169131**EHLER ON DISCIPLINE**

Recommended discipline imposed

It is ordered that FREDERICK TAIT EHLER, State Bar No. 165526, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be placed on probation for three years subject to the conditions of probation, including 90 days actual suspension, recommended by the Hearing Department of the State Bar Court in its Decision filed on October 30, 2008. It is also ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that he comply with rule 9.20 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S169138**KIRAKOSIAN ON
DISCIPLINE**

Recommended discipline imposed

It is ordered that LEVON KIRAKOSIAN, State Bar No. 90857, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on October 24, 2008. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S169139**LERACH ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that WILLIAM S. LERACH, State Bar No. 68581, be summarily disbarred from the practice of law and that his name be stricken from the roll of attorneys. The court also orders that WILLIAM S. LERACH comply with rule 9.20 of the California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order. (Bus. & Prof. Code, § 6126, subd. (c).) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10, and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S169944**SILVER ON RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation of BARRY S. SILVER, State Bar No. 87520, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 9.20 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* It is recommended that costs be awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S169945**PETERLIN ON
RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation of TRACY K. PETERLIN, State Bar No. 187604, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should she hereafter seek reinstatement. It is ordered that she comply with rule 9.20 of the California Rules of Court and that she perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* It is recommended that costs be awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S169948**ROTHSCHILD ON
RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation of JOHN D. ROTHSCCHILD, State Bar No. 51950, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 9.20 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* It is recommended that costs be awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S169951**KANTER ON RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation of ANNE E.H. KANTER, State Bar No. 220805, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should she hereafter seek reinstatement. It is ordered that she comply with rule 9.20 of the California Rules of Court and that she perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* It is recommended that costs be awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S169953**DANDRIDGE ON
RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation of EMMA L. DANDRIDGE, State Bar No. 70286, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should she hereafter seek reinstatement. It is ordered that she comply with rule 9.20 of the California Rules of Court and that she perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* It is recommended that costs be awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S169959**OSOFSKY ON
RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation of ANTHONY BRUCE OSOFSKY, State Bar No. 67051, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 9.20 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* It is recommended that costs be awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S169964**BARDACH ON
RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation of SHELDON GILBERT BARDACH, State Bar No. 32057, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 9.20 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* It is recommended that costs be awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S169965**JARBLUM ON
RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation of WILLIAM JARBLUM, State Bar No. 190424, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 9.20 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* It is recommended that costs be awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S169967**SELZER ON RESIGNATION**

Resignation declined

This court having received and considered the voluntary resignation of PAUL T. SELZER, State Bar No. 38228, as a member of the State Bar of California, declines to accept the resignation. (Cal. Rules of Court, rule 9.21(d).)